



U.S. Department of Justice

United States Attorney
Southern District of New York

MEMO ENDORSED

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

May 22, 2023

By ECF and Email

The Honorable Edgardo Ramos
United States District Judge
Southern District of New York
40 Foley Square
New York, NY 10007

Sentencing is adjourned to September 14, 2023, at 10 a.m.
PSI ordered.

SO ORDERED.

Edgardo Ramos, U.S.D.J.

Dated: 5/25/2023

New York, New York

Re: *United States v. Seth Horowitz*, 19 Cr. 861 (ER)

Dear Judge Ramos:

The Government writes to respectfully to request that the sentencing date scheduled in the above-captioned matter for July 11, 2023 at 2 p.m. be adjourned to a time on any of the following dates this coming September: 7, 8, 11, 12, 13, or 14. The Government also requests that the PSR in this matter be ordered in advance of sentencing.

The defendant, Seth Horowitz, has been cooperating with the Government, and testified at the trials of Neil Cole, 19 Cr. 869 (ER). Cole is scheduled to be sentenced on July 25, 2023, at 10 a.m., and it is unclear at this point whether there will be disputed issues at sentencing that may require a *Fatico* hearing involving testimony from Horowitz. For that reason, the requested adjournment will allow the parties to provide the Court with additional information that may be relevant to the defendant's sentencing.

Respectfully submitted,

DAMIAN WILLIAMS

United States Attorney

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cc: Counsel for Seth Horowitz (by ECF)